GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Revenue Department – Allegations of corruption against Sri Chilamakur Lakshmi Narayana, former Junior Assistant O/o the Tahsildar Chennur (M), Kadapa District - Trapped on 21.07.2006 – Accused Officer expired on 17-12- 2018 – Further action abated – Orders – Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.Rt.No.215 **Dated:12.02.2020**

Read the following:

1. From the D.G., ACB, Lr.No.143/RCT-TCD/2006, Dt:26.10.2006.
2. G.O.Ms.No.366, Revenue (Vig.VII) Department, Dt:22.03.2007.
3. From the D.G., ACB, Lr.No.143/RCT-TCD/2006, Dt:10.06.2011.
4. Govt.Memo.No.59965/Vig.IV(2)/2006-4, Revenue (Vigilance-IV) Dept, Dt:22.05.2015.
5. From the CCLA, A.P., Vijayawada, Ref.No.VS.I(4)/362/2019, dt.01.07.2019.

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ORDER:

Whereas in the reference 1st read above it has been brought to the notice of the Government that Sri Chilamakur Lakshmi Narayana, Junior Assistant while working as Junior Assistant O/o the Tahsildar Chennur (M), Kadapa District was trapped by ACB on 21.07.2006 when he demanded and accepted illegal gratification of Rs.800/- to do official favour. Consequently, the Accused Officer was placed under suspension by the District Collector, Kadapa. Subsequently, Government accord sanction to prosecute the A.O. in a Court of Law for the offences punishable under section 7 and section 13(2) read with section 13(1)(d) of the Prevention of Corruption Act, 1988, vide the reference 2nd read above. Accordingly, the ACB has filed charge sheet before the Special Court for SPE & ACB cases, Nellore.

2. And whereas, the Director General, Anti Corruption Bureau in the reference 3rd read above, has informed that the Special Judge for SPE & ACB cases, Nellore has pronounced judgment on 25.02.2011 in C.C. No.12/2007 that the AO was not found guilty for the charges framed against him and acquitted him u/s 248(1) Cr.P.C. Further, the Director General, Anti Corruption Bureau has requested the Government, to permit him to file an appeal against the judgment dt.25.02.2011 in CC.No.12/2007, as there are grounds to file appeal. The Government have examined the request of Director General, Anti Corruption Bureau and accorded permission to file appeal before the Hon'ble High Court of A.P. vide Memo dt.01.07.2011.

3. And whereas, Sri Chilamakur Lakshmi Narayana, Jr.Asst., in his representation dated:15.07.2014 has requested to regularize the suspension period as on duty under Rule 54 of F.R., since, he was not found guilty and acquitted by the Trial Court. Government on pursuance of the available records, issued orders for regularize the suspension period of the A.O. as 'Not on Duty' as per FR 54-B, subject to outcome of the Criminal appeal No.27009/2011 pending in the Hon'ble High Court of A.P. vide the reference 4th read above.

4. The Chief Commissioner of Land Administration, A.P., Vijayawada in the reference 5th read above, has stated that Sri Chilamakur Lakshmi Narayana, Jr.Asst. O/o the Tahsildar, Kamalapuram (M), Kadapa was expired on 17.12.2018 while in service and Criminal Appeal (C.A.No.27009/2011) is pending in the Hon'ble High Court of A.P. Hence, requested the Government to take further action in terms of G.O.Ms.No.85 Fin&Plng (Fin.Wing.Pen.I) Dept., dt.12.07.99.

(P.T.O)

5. Government have examined the matter in terms of the instructions issued in G.O.Ms.No.85, F&P (FW-Pen-I) Department, dated:12-07-1999 and observe that the charge framed against Sri Chilamakur Lakshmi Narayana, Jr.Asst. O/o the Tahsildar, Kamalapuram (M), Kadapa does not involve any financial loss caused or misappropriation of Government Funds. Therefore Government have decided to abate further proceedings against the Charged Officer.

6. The Government after careful examination of the matter have decided and hereby abate all further proceedings against Sri Chilamakur Lakshmi Narayana, former Junior Assistant O/o the Tahsildar Chennur (M), Kadapa District in the above criminal proceedings as the Accused Officer had expired on 17-12-2018, in terms of instructions issued in G.O.Ms.No.85, F&P (FW-Pen-I) Department, dated:12-07-1999, subject to the condition that if any loss caused to Government due to the negligence of the above Charged Officer is detected in future, the same will be recovered from his legal representatives as per rules.

7. The Chief Commissioner of Land Administration, A.P., Vijayawada/ the Director General, Anti Corruption Bureau, A.P shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

To,
The legal representative of late Sri Chilamakur Lakshmi Narayana, former Junior Assistant O/o the Tahsildar Chennur (M), Kadapa District (through the Chief Commissioner of Land Administration, A.P., Vijayawada).
The Chief Commissioner of Land Administration, A.P., Vijayawada.
The Director General, Anti Corruption Bureau, A.P.

Copy to:
The District Collector, Kadapa District.
The Secretary to Vigilance Commissioner, APVC, Velagapudi, Amaravathi.
The Director of Treasuries & Accounts, Ibrahimpatnam, Vijayawada.
The Pay and Account Office, Ibrahimpatnam, Vijayawada.
The District Treasury Office, Kadapa District.
Sf/ Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER